

# **EXHIBIT 9**



UNITED STATES DEPARTMENT OF COMMERCE  
Patent and Trademark Office

<b>SERIAL NO.</b> 73/627482 CLM DESIGN, INC.		<b>APPLICANT</b>		<b>5. PAPER NO.</b>
<b>MARK</b> MISCELLANEOUS DESIGN		<b>ADDRESS</b> HEUMAN, WILLIAMS, ANDERSON ET. AL. 77 WEST WASHINGTON STREET CHICAGO, ILLINOIS 60602		Commissioner of Patents and Trademarks Washington, D.C. 20231  The address of all correspondence not containing fee payments should include the words "Box 5"
		<b>ACTION NO.</b> 02	<b>MAILING DATE</b> 10/16/87	Please furnish the following in all correspondence:  1. Your telephone number and zip code. 2. Mailing date of this action. 3. Examining Attorney's name and Law Office number.
FORM PTO-1525 (2-84)		U.S. DEPT. OF COMM. PAT. & TM OFFICE		

TRADEMARK INTERVIEW AND AMENDMENT RECORD

<b>EXAMINING ATTORNEY</b> Janice O'Lear	<b>PERSON CALLED/INTERVIEWED</b> Raymond N. Nimrod, Esq.	<input type="checkbox"/> APPLICANT <input checked="" type="checkbox"/> ATTORNEY				
<input type="checkbox"/> PERSONAL INTERVIEW <input checked="" type="checkbox"/> PHONE CALL		<b>INTERVIEW DATE:</b> October 13, 1987				
<b>CALL RECORD</b>  Re: Further evidence of secondary meaning under Section 2(f).		<table border="1"> <tr> <td><b>AREA CODE</b></td> <td><b>PHONE NUMBER</b></td> </tr> <tr> <td>312</td> <td>346-1200</td> </tr> </table>	<b>AREA CODE</b>	<b>PHONE NUMBER</b>	312	346-1200
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1. ☒ **PRIORITY ACTION:** You have two months from the above mailing date to submit the items listed below for this case to be given priority as an amended case. If you do not respond within two months, a proper response still must be made within SIX MONTHS from the mailing date in order to avoid ABANDONMENT.
2. ☐ **EXAMINER'S AMENDMENT:** In accordance with the authorization granted by the above applicant or attorney, the application has been amended as noted below. No response is necessary unless you object to the amendment.
  1. Applicant shall submit a videotape of the television commercials which promote Applicant's round beach towel.
  2. Applicant must also submit sales and advertising figures for the towel.

*Janice O'Lear*  
Examining Attorney Janice O'Lear

*J*  
Law Office 5

(703) 557-5380  
Phone